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12 Attorneys for Debtor, Tulare Local Healthcare District,  
13 dba Tulare Regional Medical Center

14           IN THE UNITED STATES BANKRUPTCY COURT  
15           EASTERN DISTRICT OF CALIFORNIA  
16           FRESNO DIVISION

17 In re

18           TULARE LOCAL HEALTHCARE  
19           DISTRICT dba TULARE  
20           REGIONAL MEDICAL CENTER,

21           Debtor.

22           Tax ID #: 94-6002897  
23           Address: 869 N. Cherry St.  
24           Tulare, CA 93274

CASE NO. 17-13797

Chapter 9

DC No.: WW-31

Date: April 12, 2018

Time: 9:30 a.m.

Place: 2500 Tulare Street  
Fresno, CA 93721  
Courtroom 13

Judge: Honorable René Lastreto II

21           DECLARATION OF DANIELLE J. BETHEL IN SUPPORT OF MOTION FOR ORDER  
22           APPROVING AGREEMENT RELATING TO RELIEF FROM THE AUTOMATIC STAY  
23           (DOMINGUEZ)

24           I, Danielle J. Bethel, hereby declare and represent as follows:

25           1. My name is Danielle J. Bethel. I am attorney at Walter Wilhelm Law  
26           Group ("W2LG") which is counsel for the Debtor. This proceeding was commenced by  
27           the filing of a voluntary petition.

28           ///

1       2. W2LG maintains an office at 205 E. River Park Circle, Suite 410, Fresno,  
2 California 93720.

3       3. I have personal knowledge that the facts set forth in this declaration are  
4 true, except on those matters stated on information and belief, which I believe to be  
5 true. If I were called as a witness in connection with this proceeding, I could and would  
6 testify competently to the matters stated herein.

7       4. I have personally reviewed the Motion for Order Approving Stipulation for  
8 Relief From Stay ("Motion") which seeks an order pursuant to 11 U.S.C. §§ 901 and 362  
9 as complimented by FRPB 4001(d) approving the Stipulation for Relief From the  
10 Automatic Stay ("Stipulation") entered into between the Debtor and JOE O.  
11 DOMINGUEZ, MARY ROSE DOMINGUEZ, CERENE R. OLIVERA, STEVEN J.  
12 ZUIDERWEG, a minor, by and through his Guardian ad Litem, AMANDA ZUIDERWEG  
13 (collectively "Plaintiffs").

14       5. As stated in the Motion and Stipulation, Plaintiffs wish to commence an  
15 action in the Tulare County Superior Court seeking damages for the tort of negligence  
16 resulting in wrongful death allegedly caused by the Debtor prior to the filing of Debtor's  
17 bankruptcy case (the "Lawsuit").

18       6. After negotiation, the Parties have stipulated to terms and conditions  
19 concerning commencement and prosecution of the Lawsuit ("Stipulation"). A true and  
20 correct copy of the Stipulation is attached to the Motion as Exhibit A.

21       7. Essentially, by the Stipulation, the Parties agree that (1) Plaintiffs shall be  
22 permitted to commence and prosecute the Lawsuit to settlement or judgment against  
23 the Debtor and/or the other defendants in the Lawsuit for the purposes of determining  
24 the liability and damages, if any, of the Debtor and/or the other defendants with respect

1 to the Litigation; and (2) that Plaintiffs recovery against the Debtor in the Lawsuit, if any,  
2 shall be limited to proceeds available under any applicable liability coverage, if any, and  
3 by Plaintiffs' waiver of the right to collect the first \$100,000 of any settlement or  
4 judgment against the Debtor.  
5

6 I declare under penalty of perjury under the laws of the United States of America  
7 that the foregoing is true and correct to the best of my information and belief.  
8

Executed this 20 day of March, 2018, at Fresno, California.

Danielle J. Bethel